

**VIRGINIA BOARD OF NURSING
MINUTES
March 20, 2007**

TIME AND PLACE: The meeting of the Board of Nursing was called to order at 9:10 A.M. on March 20, 2007 in Conference Room 2, Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.

PRESIDING: Judith E. Piersall, R.N., B.S.N., President

**BOARD MEMBERS
PRESENT:**

Lynne M. Cooper, Citizen Member, Vice President
Gregory J. Huber, R.N., M.S.N., Secretary
Linda D. Gross, Citizen Member
Woody B. Hanes, R.N., M.S.N., F.N.P.
John M. Horn, L.P.N.
Florence Jones-Clarke, R.N., M.S. (joined later)
Patricia C. Lane, R.N.
Lawrence L. Logan, Citizen Member
G. Maxine Ponn, L.P.N.
Patricia M. Selig, R.N., F.N.P., Ph.D.
Brenda L. Spady, L.P.N.

BOARD MEMBER ABSENT:

Brenda L. Hale, R.N.

STAFF PRESENT:

Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director,
Discipline
Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry
Manager
Brenda Krohn, R.N., M.S., Deputy Executive Director, Medication Aide
Registry Manager
Paula B. Saxby, R.N., Ph.D., Deputy Executive Director, Education
Jessica Ressler, R.N.C., M.S.N., Nursing Education Consultant
Amy Davis, Administrative Assistant

STAFF ABSENT:

Cindy Cochran, R.N., Discipline Case Manager

OTHERS PRESENT:

Howard M. Casway, Senior Assistant Attorney General (joined later)
Sandra Whitley Ryals, Director, Department of Health Professions
Emily O. Wingfield, Chief Deputy Director, Department of Health Professions
Elaine Yeatts, Policy Analyst, Department of Health Professions (joined later)
Michelle Sutherland, Attorney representing VCNP
Becky Bowers-Lanier, Lobbyist

Mr. Huber read the emergency evacuation plan.

ESTABLISHMENT OF

A QUORUM:

With eleven members of the Board present, a quorum was established.

ANNOUNCEMENTS:

- National Council of State Boards of Nursing mid year meeting is scheduled for April 3 – 4, 2007 in New Orleans. Ms. Cooper, Dr. Selig, Ms. Mitchell and Ms. Douglas will attend.
- The next meeting of the Committee of the Joint Boards of Nursing and Medicine is scheduled for April 11, 2007. Ms. Piersall appointed Ms. Cooper to chair the meeting; additional Board members will be needed to participate in the formal hearings.
- National Council of State Boards of Nursing Delegate Assembly is scheduled for August 7 – 10, 2007 in Chicago.
- Board members were reminded of the change in dates for the November Board meeting to November 13 – 15, 2007.
- Susan Motley has been named as the Executive Director of the Virginia Nurses Association.

DIALOGUE WITH DIRECTOR:

Ms. Ryals provided information on the following topics:

- Governor's Health Reform Commission consists of 4 large workgroups, 2 staff from the Board of Nursing serve as staff support on the Health Care Workforce Workgroup. Recommendations from the workgroups will be available in May 2007. Public hearings will be held throughout the state.
- Governor Kaine announced in January 2007 the Virginia Performs website www.vaperforms.virginia.gov that allows citizens to access key information state agencies. This will also serve as a mechanism for citizens to monitor performance of state government. 26 performance measures for Department of Health Professions have been identified with the top three items being:
 - Customer satisfaction survey rate of at least 97%.
 - Process at least 95% of applications within 30 days.
 - Resolve 90% of standard of care discipline cases related to patient care within 250 days. Dr. Elizabeth Carter, Director, Board of Health Professions, is charged with researching this project; Emily Wingfield, Chief Deputy Director, Department of Health Professions will lead the review team of processes; and Betty Jolly, Policy Education Director will be involved.A complete presentation of Virginia Performs will be provided at a future Board meeting.
- A toll free state wide telephone number was made available for citizens to have access to resources that are available on the Department of Health

Professions license lookup website. The system is available by dialing 211 8:15 a.m. to midnight 7 days a week and is available in 24 languages.

- The Department of Health Professions will move in mid August 2007 to the Perimeter Center located at Gaskins and Broad. 6 state agencies will be located in the same building, Department of Health Professions, Department of Professional and Occupational Regulation, Virginia Department of Health Office of Licensure and Certification, Board of Accountancy, Department of Rehabilitative Services and the call center for the Division of Parks and Recreation. There will be shared space of meeting rooms on the second floor which will include 4 board rooms, 8 conference rooms, training rooms, board member workrooms that include computers, waiting areas, reception area and security. The agency will be located on the third floor.

ORDERING OF AGENDA: The agenda was reviewed and ordered.

CONSENT AGENDA: The Board removed two items from the proposed consent agenda. Mr. Huber moved to accept the consent agenda which includes:

Minutes:

January 19, 2007 – Telephone Conference Call – Ms. Piersall

January 22, 2007 – Panel – Ms. Piersall

January 23, 2007 – Board Meeting – Ms. Piersall

January 24, 2007 – Quorum – Ms. Piersall

January 24, 2007 – Panel – Ms. Piersall

January 24, 2007 – Panel – Ms. Cooper

January 25, 2007 – Panel – Ms. Cooper

February 1, 2007 – Telephone Conference Call – Ms. Piersall

February 15, 2007 – Telephone Conference Call – Ms. Piersall

Reports:

Finance Report

Health Practitioners Intervention Program Report

NNAAP Examinations

REPORTS:

Executive Director Report:

Dr. Selig requested additional information regarding a notice of appeal received regarding a formal hearing held on November 15, 2006 that states Board counsel has filed a motion to dismiss by special appearance. Ms. Douglas asked that the matter be discussed later when Mr. Casway is present.

Ms. Douglas provided history on the entry of Rediclinics to the Richmond area. Nine retail clinics are projected to open in WalMart stores. Ms. Douglas made the Board aware that she had received many recent inquiries regarding the regulatory requirement for the supervising physician to “regularly practice” in the location in which the nurse practitioner exercises prescriptive authority. This issue will be discussed at the Committee of the Joint Boards of Nursing and Medicine meeting on April 11, 2007.

Ms. Douglas provided an update on the licensure process of nurse practitioners to staff retail clinics upon the request of Dr. Selig. Ms. Douglas informed the Board that of the applications received in a group only one was complete and that Charlotte Creed, Board of Nursing Office Manager worked with the 18 applicants individually in person to obtain the required information in order to issue licenses as soon as possible.

Dr. Selig asked for clarification on “comfort aids” mentioned in the report from the National Council of State Boards of Nursing NCLEX Exam Member Board Conference Call held on February 13, 2007. Dr. Saxby stated comfort aids would be items such as tissues, cough drops, etc. that may be requested by the individual taking the exam.

Board of Nursing Monthly Tracking Log-Licensure and Disciplinary Statistics:

Ms. Douglas reviewed the monthly tracking log as additional information in follow up to the discipline process performance measures identified by Ms. Ryals in her dialogue with the Board. Ms. Douglas requested that the Discipline Committee meet to discuss additional methods to improve compliance.

Ms. Jones-Clarke and Ms. Yeatts joined the meeting.

Medication Aide Program Update:

Ms. Krohn provided information regarding the Frequently Asked Questions (FAQ's) that are now available on the website and she summarized the type of questions being received by telephone. Ms. Krohn stated applications have been completed and will be available on the website in June 2007. Subject Matter Expert meeting was held in January 2007 and a follow up meeting will be held in May 2007 to finalize test questions.

Nurse Licensure Compact:

Ms. Douglas stated she will attend the Nurse Licensure Compact Administrators (NLCA) meeting on March 31 and April 1. Other discussion items included:

- Involvement in RFP process for National Council of State Boards of Nursing Federal Licensure and Portability Grant. Ms. Douglas, as a member of the NLCA Executive Committee will serve on the contract review panel and will recuse herself if Virginia applies for any of the grant offerings.
- Enhancements to NURSYS are being developed to include actions against multi state privilege to be included in NURSYS.
- Lack of criminal background check requirements for some compact states has been identified as a barrier to other states in joining the Nurse Licensure Compact.

Education Special Conference Committee:

The Board considered the recommendations of the Education Special Conference Committee from its meeting on March 19, 2007 Mr. Huber moved

to adopt the recommendations as amended. The motion was seconded and approved unanimously.

Nursing Education Programs:

Ms. Ressler provided a copy of a letter received from Dr. Nettleton from Excelsior College thanking the Board for having her address the Board at the January 2007 meeting.

Ms. Ressler stated that difficulty obtaining clinical facilities for nursing students remains a statewide issue. The number of applications received for practical nursing education programs is increasing, and A community college practical nursing education program who sought approval to open is using outside sources for approximately 50% of the necessary funding. If funding is not received, the program will not open.

Ms. Douglas and Dr. Saxby recommended to the Board that the use of out of state clinical sites by Virginia programs and the use of simulation be discussed by the Board at a future date.

OTHER MATTERS:

Requests for Accommodations for Examination:

CLOSED SESSION:

Mr. Huber moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(7) of the *Code of Virginia* at 10:30 A.M. for consultation with and the provision of legal advice by the Assistant Attorney General in the matter of NCLEX modification requests. Additionally, Mr. Huber moved that Ms. Douglas, Ms. Power, Ms. Mitchell, Dr. Saxby, Ms. Ressler, Ms. Krohn, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Board in its deliberations.
The motion was seconded and approved unanimously.

RECONVENTION:

The Board reconvened in open session at 10:35 A.M.

Mr. Huber moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

Angela Weis, RN applicant

Ms. Hanes moved to grant time and a half and a separate room to Angela Weis to take the NCLEX-RN examination.
The motion was seconded and approved unanimously.

RECESS:

The Board recessed at 10:35 A.M.

RECONVENTION:

The Board reconvened at 10:45 A.M.

Mr. Casway joined the meeting.

POLICY FORUM:

Abuse, Neglect and Misappropriation of Patient Property Disciplinary Cases
Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry
Manager

Ms. Power provided information to the Board regarding:

- federal history of regulating nurse aides
- requirements for long time care facilities
- state responsibilities
- definitions and examples of abuse, neglect and misappropriation of patient property
- overview of discipline complaints received and processed
- certified nurse aide case volume is remaining steady
- no specific definition of abuse
- hearings are not required under federal regulations

PUBLIC HEARING:

The public hearings were recorded by Medford W. Howard, court reporter.

Proposed Regulation to Establish an Inactive Licensure 18VAC90-20-10 et seq.

No one was present to comment. Ms. Piersall stated the comment period will close on April 6, 2007 and that the Board will consider all comments before adoption of final regulations by the Board of Nursing in May 2007.

Proposed Regulation Regarding Periodic Review 18VAC90-20-10 et seq.

Don Tyson, Eastern Mennonite University; Laura Yoder Eastern Mennonite University; Melody Eaton, James Madison University were present and addressed the Board. Barbara Anderson arrived after the public hearing was concluded. Ms. Anderson was allowed to address the Board with her comments. Ms. Piersall stated the comment period will close on April 6, 2007 and that the Board will consider all comments before adoption of final regulations by the Board of Nursing in May, 2007.

RECESS:

The Board recessed at 12:30 P.M.

RECONVENTION:

The Board reconvened at 1:25 P.M.

LEGISLATION/REGULATIONS:

Status of Board of Nursing Regulations:

Ms. Yeatts reviewed the status of Board of Nursing regulations in process. Ms. Yeatts reported the medication aide regulations are at the Governors office. Ms. Yeatts reviewed the outcome of certain bills from the 2007 General Assembly:

- HB 1682 – Information to complainants and disciplinary proceedings.
- HB 1731 – Virginia Retirement System; retirees hired as nurses.
- HB 1944 – Criminal background checks for medical practitioners.
- HB 1963 – Physician Assistants authorized to prescribe Schedule II – VI.
- HB 2037 – Administration of drugs or devices; addition of medical assistants.
- HB 2157 – Board of Medicine; disciplinary procedure.
- HB 2212 – Summary restriction of licenses.
- HB 2962 – Definition of Life sharing communities.

- HB2994 – Authority to administer topical oral fluorides.
- HB 3061 – Authority to send laboratory test results directly to patients.
- HB 3183 – Pregnant women support act.
- HJ 631 – Pay parity study for licensed practical nurses and nurse aides.
- SB 872 – Continuing education requirements for nurses.
- SB 1324 – Practice of nursing by emergency medical services personnel.
- SB 1088 – Pregnant women support fund.

Petition for Rulemaking to Amend Regulations for Certified Nurse Aides 18VAC 90-25-10 et seq.:

Ms. Yeatts reviewed the petition for rulemaking received to amend regulations for certified nurse aides to grant inactive status. Ms. Cooper moved to deny the petition based on contradiction to federal law and state regulation. The motion was seconded and carried unanimously.

Adoption of Final Regulations for Periodic Review on Chapter 25; Regulations Governing Certified Nurse Aides:

Ms. Yeatts reviewed the information, Ms. Lane moved to adopt the final amendments for regulations governing certified nurse aides. The motion was seconded and carried unanimously.

Adoption of Proposed Amendments to 18VAC90-10, Regulations for Public Participation Guidelines:

Ms. Yeatts reviewed the information; Dr. Selig moved to adopt the proposed amendments to Chapter 10, Regulations for Public Participation Guidelines by a fast-track action. The motion was seconded and carried unanimously.

Consideration of Proposed Amendments to Regulations for 18VAC90-30; Regulations Governing the Licensure of Nurse Practitioners:

Ms. Yeatts reviewed the information, Mr. Huber moved to remove item 1 (inactive registered nurse licensure) in 18VAC90-30-160 and to recommend the proposed regulations as amended for replacement of emergency regulations to the Boards of Nursing and Medicine. The Board authorized promulgation of the regulations by fast track action. The motion was seconded and carried unanimously.

RECOMMENDATION REGARDING APPLICANTS:

Cherita Winslow, C.N.A. Applicant

Ms. Winslow did not appear.

Ms. Jones-Clarke moved to accept the recommendation to deny the application of Cherita Winslow for certification by examination as a nurse aide. The motion was seconded and approved unanimously.

Sharon Jones, R.N. Applicant

Ms. Jones appeared and addressed the Board.

CLOSED SESSION:

Mr. Huber moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 2:05 P.M. for the purpose of consideration and discussion regarding applicants. Additionally,

Mr. Huber moved that Ms. Douglas, Ms. Mitchell, Ms. Krohn, Ms. Power, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:15 P.M.

Mr. Huber moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Ms. Jones-Clarke moved to reject the recommendation and refer the case to a formal hearing.. The motion was seconded and approved. Ms. Cooper, Ms. Hanes, Mr. Horn, Ms. Jones-Clarke, Ms. Lane, Mr. Logan and Ms. Spady were in favor of the motion. Ms. Gross, Ms. Piersall and Dr. Selig opposed the motion. Mr. Huber and Ms. Ponn abstained.

OTHER MATTERS:

Nursing Workforce Issues:

Ms. Douglas reported on the Health Reform Commission study, additional information will be provided when available. Dr. Saxby stated renewal survey questions regarding workforce issues is being evaluated for any necessary revisions. Ms. Douglas will attend a national nursing workforce meeting at the invitation of the Virginia Partnership for Nursing meeting in June.

National Council of State Boards of Nursing Federal Licensure Portability Grant:

Ms. Douglas provided information regarding a request for proposal for grant monies available to conduct education sessions for all health regulatory boards related to criminal background checks. Awards to conduct these sessions will be made up to \$3,500. Ms. Douglas added that Ms. Ryals is in support of submitting for the grant, the application will be submitted before the September 1, 2007 deadline.

Nurse Practitioner Audit:

Ms. Douglas reported a 68% return rate of the audit information mailed to licensed nurse practitioners. 37% met the requirements, recommendations will be provided after the Committee of the Joint Boards of Nursing and Medicine meets on April 11, 2007 regarding the follow up procedure for nurse practitioners that are non compliant to the audit.

Informal Conference Dates for 2007 and 2008:

Board members need to meet with Ms. Power and Ms. Mitchell today or tomorrow to schedule dates for the remainder of 2007 and for the first half of 2008.

Massage Therapy Program Approval Process:

Ms. Douglas provided information to the Board regarding the approval process of massage therapy education programs. The State Council of Higher Education in Virginia (SCHEV) has brought to the attention of the Board of Nursing that they do not approve the content of massage therapy education programs. The approval they issue is to operate of a program. Based on 18VAC90-50-40 of the Regulations Governing the Certification of Massage Therapists, applicants are required to complete a minimum of 500 hours of training from a massage therapy program, having received programmatic approval from the Virginia Board of Education, Division of Proprietary Schools, or been certified or approved by the Virginia Board of Education, Division of Proprietary Schools; the State Council of Higher Education; or an agency in another state, the District of Columbia or a United States territory that approves educational programs, notwithstanding the provisions of §22.1-320 of the Code of Virginia. A meeting is being scheduled with SCHEV in April to discuss the education program approval process.

Medication Administration in Day Care Settings:

Ms. Douglas reported that she has received calls from facilities with concerns regarding meeting the July 1, 2007 deadline for training completion of training by child day care providers. Other concerns identified by day care providers include employees that are employed for field trips only and other environments. Feedback has been provided to staff that 8 hours of training for this group in unrealistic and not necessary.

Discipline Committee:

A reminder was stated of the meeting of the Discipline Committee for April 17, 2007. The Committee members are Ms. Piersall, Ms. Cooper, Mr. Horn, Mr. Logan and Ms. Spady.

Breakfast for Business Meeting:

Ms. Douglas advised Board members that breakfast could be provided, however they would need to deduct the breakfast amount from the meals and incidental allowance on their expense reimbursement vouchers. Ms. Gross moved that the Board not provide breakfast. The motion was seconded and carried unanimously.

RECESS: The Board recessed at 2:40 P.M.

RECONVENTION: The Board reconvened at 2:52 P.M.

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Linda A. Frazier, CNA Applicant

Ms. Frazier did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate to approve the application for certification by examination as nurse aide and that Linda Frazier be placed on probation with terms for a period of not less than two years.

The motion was seconded and carried unanimously.

O'Lillian Sow, CNA 1401-040829

Ms. Sow did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the certificate of O'Lillian Sow to practice as a nurse aide be indefinitely suspended until such time as she can provide sufficient evidence that she is safe to practice.

The motion was seconded and carried unanimously.

Pauline M. Martin, CNA1401-049061

Ms. Martin did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the right of Pauline Martin to renew her certificate to practice as nurse aide be indefinitely suspended until such time as she can provide sufficient evidence that she is safe to return to practice.

The motion was seconded and carried unanimously.

Deidre R. Washington, CNA 1401-082664

Ms. Washington did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the right of Deidre Washington to renew her certificate to practice as a nurse aide be revoked and that a finding of misappropriation be entered against her in the nurse aide registry.

The motion was seconded and carried unanimously.

Larry W. Ebron, CNA 1401-089480

Mr. Ebron did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the right of Larry Ebron to renew his certificate to practice as nurse aide be indefinitely suspended until such time as he can provide sufficient evidence that he is safe and competent to practice.

The motion was seconded and carried unanimously.

Phyllis Gleason, CNA 1401-038363

Ms. Gleason did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the certificate of Phyllis Gleason to practice as a nurse aide be indefinitely suspended until such time that she can provide sufficient evidence that she is safe and competent to return to practice.

The motion was seconded and carried unanimously.

Samira E. Barker, CNA 1401-104640

Ms. Barker did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the certificate of Samira Barker to practice as a nurse aide

be indefinitely suspended for a period of not less than two years and until such time as she may present sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Loretta J. Steward, CNA 1401-103129

Ms. Steward did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the certificate of Loretta Steward to practice as nurse aide be revoked and that a finding of abuse be entered against her in the Virginia nurse aide registry.

The motion was seconded and carried unanimously.

Endora Brown, CNA 1401-064975

Ms. Brown did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that Endora Brown be reprimanded.

The motion was seconded and carried unanimously.

Laura L. Ackes, CNA 1401-110349

Ms. Ackes did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that Laura Ackes be reprimanded and that a finding of neglect be entered against her in the Virginia nurse aide registry.

The motion was seconded and carried unanimously.

Prisca Muotoh, CNA 1401-068003

Ms. Muotoh did not appear.

Ms. Cooper moved to accept the recommended agency subordinate decision that Prisca Muotoh be reprimanded.

The motion was seconded and carried unanimously.

Cari Headrick, CNA 1401-101063

Ms. Headrick did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the certificate of Cari Headrick to practice as a nurse aide in Virginia be indefinitely suspended until such time as she can present sufficient evidence that she able to resume safe and competent nurse aide practice.

The motion was seconded and carried unanimously.

Jamie P. Keaton, CNA 1401-107996

Ms. Keaton did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that Jamie Keaton be reprimanded and that a finding of abuse

be entered against her in the Virginia nurse aide registry.
The motion was seconded and carried unanimously.

Thelma Meade, CNA 1401-077738

Ms. Meade did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the certificate of Thelma Meade be indefinitely suspended until such time as she can demonstrate that she is able to resume safe and competent nurse aide practice.
The motion was seconded and carried unanimously.

Rita A. Dunford, LPN 0002-045362

Ms. Dunford did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that Rita Dunford's right to renew her license to practice as a practical nurse in the Commonwealth of Virginia be indefinitely suspended until such time as she can provide sufficient evidence that she is safe and competent to resume the practice of nursing.
The motion was seconded and carried unanimously.

Judith C. Crawford, LPN 0002-070123

Ms. Crawford did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the practical nursing license of Judith Crawford be indefinitely suspended and that the Board accept the voluntary surrender of her practical nursing license.
The motion was seconded and carried unanimously.

Kimberly H. Hardiman, RN 0001-186660

Ms. Haridman did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the Board take no action at this time contingent upon Kimberly Hardiman's continued compliance with the Health Practitioners Intervention Program.
The motion was seconded and carried unanimously.

Watson A. Sankoh, RN 0001-174749

Mr. Sankoh did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the license of Watson Sankoh be indefinitely suspended for not less than three years and until such time as he is able to come before the Board and demonstrate that he is safe and competent to return to the practice of nursing.
The motion was seconded and carried unanimously.

Karren L. Glaude, RN 0001-120217

Ms. Glaude did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that Karren Glaude be reprimanded and issued a monetary penalty of \$500.00.

The motion was seconded and carried unanimously.

Tracy L. Delduco, LPN 0002-070945

Ms. Delduco did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the Board take no action contingent upon Tracy Delduco remaining in compliance with the terms of her Health Practitioners Intervention Program recovery monitoring contract.

The motion was seconded and carried unanimously.

Veronica S. Idlet, C.N.A. 1401-043567

Ms. Idlet did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that Veronica Idlet be reprimanded.

The motion was seconded and carried unanimously.

Sarah B. Wheeler, L.P.N. 0002-033331

Ms. Wheeler did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the license of Sarah Wheeler be indefinitely suspended until such time as she comes before the Board and demonstrates that she is safe and competent to resume the practice of practical nursing.

The motion was seconded and carried unanimously.

Howard D. Trent, L.P.N. 0002-046987

Mr. Trent did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the license of Howard Trent be indefinitely suspended until such time as he comes before the Board and demonstrates that he is safe and competent to resume the practice of practical nursing.

The motion was seconded and carried unanimously.

Mary C. Mallinger, L.P.N. 0002-052681

Ms. Mallinger did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the Board take no action at this time, contingent upon Mary Mallinger's continued compliance with the Health Practitioners Intervention Program for the period specified by the Health Practitioners Intervention Program.

The motion was seconded and carried unanimously.

Gloria Liskey, L.P.N. 0002-036101

Ms. Liskey did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the Board accept the voluntary surrender for indefinite suspension of Gloria Liskey's license to practice practical nursing until such time as she appears before the Board and demonstrates that she can resume safe and competent practice of nursing.

The motion was seconded and carried unanimously.

Sharon Ladd, L.P.N. 0002-029657

Ms. Ladd did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the Board take no action against Sharon Ladd contingent upon her continued compliance with her recovery monitoring contract for the period specified in the Health Practitioners Intervention Program contract.

The motion was seconded and carried unanimously.

Tina Marchant, R.N. 0001-073804

Ms. Marchant did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate to take no action contingent upon Tina Marchant's continued compliance with her Health Practitioners Intervention Program contract for the period specified in the contract.

The motion was seconded and carried unanimously.

CLOSED SESSION:

Mr. Huber moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 3:10 P.M. for the purpose of consideration and discussion of agency subordinate recommendations. Additionally, Mr. Huber moved that Ms. Douglas, Ms. Mitchell, Ms. Krohn, Ms. Power, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 3:55 P.M.

Mr. Huber moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Mina Hiatt, C.N.A. 1401-076352

Ms. Hiatt did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate to indefinitely suspend the right of Mina Hiatt to renew her certificate to practice as a nurse aide until such time as she may present evidence that she is capable of resuming safe and competent nurse aide practice.

The motion was seconded and approved unanimously.

Erica N. Haynes, R.N. 0001-200597

Ms. Haynes did not appear.

Ms. Cooper moved to amend the recommended decision of the agency subordinate to only reflect Erica Haynes violated 54.1-3007 (5) of the *Code of Virginia* and accept the recommended disposition for reprimand.

The motion was seconded and approved unanimously.

James P. Borrer, L.P.N. 0002-063928

Mr. Borrer did not appear.

Ms. Jones-Clarke moved to accept the findings of fact and conclusions of law, but amend the recommended decision of the agency subordinate to defer final disposition pending a mental health evaluation approved by the Board within 45 days of entry of the order and have the information presented to an informal conference committee.

The motion was seconded and approved unanimously.

Jennifer S. Jones, L.P.N. 0002-056808

Ms. Jones did not appear.

Ms. Cooper moved to accept the recommended decision of the agency subordinate that the license of Jennifer Jones be indefinitely suspended with said suspension stayed contingent expressly upon Ms. Jones' continued compliance in the Health Practitioners Intervention Program.

The motion was seconded and approved unanimously.

Valerie H. Sylvester, L.P.N. 0002-044355

Ms. Sylvester did not appear.

Ms. Cooper moved to reject the recommended decision of the agency subordinate and refer the case of Valerie Sylvester to a formal hearing.

The motion was seconded and carried. Ms. Piersall, Ms. Cooper, Mr. Huber, Ms. Gross, Mr. Horn, Ms. Jones-Clarke, Ms. Lane, Mr. Logan, Ms. Ponn, Dr. Selig and Ms. Spady were in favor of the motion. Ms. Hanes opposed the motion.

Sheree N. Scott, L.P.N. 0002-072619

Ms. Scott did not appear.

Mr. Huber moved to accept the recommended decision of the agency subordinate to reprimand Sheree Scott.
The motion was seconded and approved unanimously.

Karla B. Delarosa, L.P.N. 0002-059524

Ms. Delarosa did not appear.

Ms. Lane moved to accept the findings of fact and conclusions of law, but to reject the recommended disposition of the agency subordinate and to impose a \$100 monetary penalty to Karla Delarosa.
The motion was seconded and approved unanimously.

Jane Garrant Matte, R.N. 0001-163846

Ms. Matte did not appear.

Ms. Spady moved to accept the recommended decision of the agency subordinate to adopt the findings of fact and conclusions of law, but impose no sanction in the matter regarding Jane Matte.
The motion was seconded and approved unanimously.

Pamela S. Johnston, R.N. 0001-103497

Ms. Johnson did not appear.

Ms. Cooper moved to amend the recommended decision of the agency subordinate to indefinitely suspend the license of Pamela Johnston until such time as she can provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and approved unanimously.

Kelly Wallace, L.P.N. 0002-066010

Ms. Wallace did not appear.

Ms. Lane moved to accept the recommended decision of the agency subordinate to reprimand Kelly Wallace.
The motion was seconded and approved unanimously.

Janice Fowler, R.N. 0001-110086

Ms. Fowler did not appear.

Ms. Lane moved to accept the recommended decision of the agency subordinate to impose a \$100 monetary penalty to Janice Fowler.
The motion was seconded and approved unanimously.

Kim Self, L.P.N. 0002-032888

Ms. Self did not appear.

Ms. Lane moved to amend the recommended decision of the agency subordinate to indefinitely suspend the license of Kim Self, stay said suspension contingent upon entry into a recovery monitoring contract and remaining in compliance with the Health Practitioners Intervention Program.
The motion was seconded and approved unanimously.

CONSIDERATION OF CONSENT ORDERS:

CLOSED SESSION: Mr. Huber moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 4:05 P.M. for the purpose of consideration and discussion of consent orders. Additionally, Mr. Huber moved that Ms. Douglas, Ms. Mitchell, Ms. Krohn, Ms. Power, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 4:20 P.M.

Mr. Huber moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

Judith Nauman, R.N. 0001-042716

Dr. Selig moved to accept the consent order to accept the voluntary surrender for indefinite suspension of Judith Nauman's right to renew her license to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and approved unanimously.

Sharon Alexander, L.P.N. 0002-023479

Ms. Cooper moved to accept the consent order for the right of Sharon Alexander to renew her practical nursing license be indefinitely suspended for a period of not less than one year. The motion was seconded and approved unanimously.

Leslie Dittmar, R.N. 0001-103230

Ms. Hanes moved to accept the consent order to accept the surrender for indefinite suspension of the license of Leslie Dittmar in lieu of an informal conference. The motion was seconded and approved unanimously.

Camilla Austin, R.N. 0001-143848

Ms. Hanes moved to accept the consent order to indefinitely suspend the professional nursing license of Camilla Austin for a period of not less than one year. The motion was seconded and approved unanimously.

Cathy Jones Schulman, R.N. 0001-120637

Ms. Hanes moved to accept the consent order to indefinitely suspend the professional nurse license of Cathy Jones Schulman for a period of not less than two years, said suspension stayed upon entering a recovery monitoring contract with the Health Practitioners Intervention Program and remaining in compliance with the contract. The motion was seconded and approved unanimously.

Mizpah Health Care Center Nurse Aide Education Program

Ms. Cooper moved to accept the consent order to withdraw approval of the nurse aide education program of Mizpah Health Care Center. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 4:20 P.M.

Gregory J. Huber, R.N, M.S.N.
Secretary

Note - Copies of reports referenced can be obtained by contacting the Board of Nursing office.